IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE SIDE

CRIMINAL APPLICATION NO.6407 OF 2005
IN
CRIMINAL APPEAL NO.894 OF 2005

The State of Maharashtra ...Applicant
Vs.
Babubhi @ Zaverchand Harjivan Sheth & Ors. ...Respondents

Mr.V.B.Konde-Deshmukh A.P.P. for Applicant

CORAM: B.H.MARLAPALLE & ROSHAN DALVI, JJ.
DATED: 24TH JANUARY, 2006

P.C.

1. Heard Mr. Konde-Deshmukh learned A.P.P. The 3rd Additional Sessions Judge, Raigad has convicted and sentenced accused nos.1 to 4 for the offence punishable under Sections 120(B), 364, 302 and 201 r.w. Section 34 of the Indian Penal Code and sentenced them. However, for the offence punishable under Section 302 r.w. Section 34 all the present Respondents have been sentenced to undergo rigorous imprisonment for life. The order dated 9th June 2005 passed in Special Case No.10 of 2004 under the provisions of SC and ST Act has been challenged in Criminal Appeal No.894 of 2005 by the State of Maharashtra but belatedly and hence, this Application for condonation of delay.

2. As per the Office note the delay caused s of 29 days and we are satisfied with the reasons made out

to condone the delay in the application hence, the application is allowed in terms of prayer clause a(i).

. List the Appeal for admission on 1st February 2006.

(ROSHAN DALVI,J.) (B.H.MARLAPALLE, J.)